

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CHRIS CRIMI,

No. C 08-02249 CRB

Plaintiff,

**ORDER**

v.

EDWARD W. BARNHOLT, et al.,

Defendants.

Now pending before the Court is plaintiff's motion to remand for lack of subject matter jurisdiction. The Second Amended Complaint, filed July 11, 2008, states that the claims in Counts I and II are brought under both Delaware and California law; however, the motion to remand assumes that these claims are brought solely under Delaware law. Plaintiff is ordered to provide a submission to the Court by Tuesday, September 9, 2008 stating whether he intends to make any claims under California law.

**IT IS SO ORDERED.**

Dated: September 5, 2008



CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE